JUN 28 2000 **PATENT** TECH CENTER 1600/2000

### Practitioner's Docket No. 43471-FWC-CPA

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

W. Marasco et al.

Application No.:

08/822,033

Group No.: 1632

Filed:

March 24, 1997

Examiner: B. Campell

For:

NUCLEIC ACID DELIVERY SYSTEM, METHODS OF SYNTHESIS AND

**USE THEREOF** 

**Assistant Commissioner for Patents** Washington, D.C. 20231

# NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. section 1.191)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed Primary Examiner Decision Mailing January 25, 2000, finally rejecting claims 1, 3-16.

#### STATUS OF APPLICANT 1.

This application is on behalf of other than a small entity.

# CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

### **MAILING**

deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Maria R. Valinch

(Notice of Appeal from the Primary Examiner to Board--page 1 of 3)

**FACSIMILE** 

transmitted by facsimile to the Patent and

(type or print name of person certifying

Trademark Office.

06/26/2000 CV0111

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# JUN 28 2000

# 2. FEE FOR FILING NOTICE OF APPEAL

TECH CENTER 1600/2900

Pursuant to 37 C.F.R. section 1.17(b), the fee for filing the Appeal Brief is:

Other than a small entity

\$300.00

Notice of Appeal fee due

\$300.00

# 3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for two months:

Fee

\$380.00

If an additional extension of time is required, please consider this a petition therefor.

# 4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee

\$300.00

Extension fee

380.00

TOTAL FEE DUE

\$680.00

### 5. FEE PAYMENT

Attached is a check in the sum of \$680.00 A duplicate of this transmittal is attached.

### **6.** FEE DEFICIENCY

Date: 6/20/00

Howld Fleren L

Ronald I. Eisenstein Registration No. 30,628 NIXON PEABODY LLP 101 fEDERAL STREET BOSTON, MA 02110 617-345-6054